I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: January 22, 2010

Electronic Signature for Andrew T. Zidel: /Andrew T. Zidel/

Docket No.: SAIME 3.3-004 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Philippe Chalvignac

Application No.: 10/550,247 : Group Art Unit: 3771

Filed: August 15, 2006 : Examiner: K. C. Matter

For: BREATHING ASSISTANCE APPARATUS

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

REPLY PURSUANT TO 37 C.F.R. § 1.111

Dear Sir:

response to the Office In Action mailed September 24, 2009, applicant submits the following remarks along with a petition for a one (1) month extension of time.